

# HB1127



**94TH GENERAL ASSEMBLY**  
**State of Illinois**  
**2005 and 2006**  
**HB1127**

Introduced 02/08/05, by Rep. Mike Boland

**SYNOPSIS AS INTRODUCED:**

10 ILCS 5/28-6

from Ch. 46, par. 28-6

Amends the Election Code. Authorizes the submission of public questions to voters in less than all precincts of a municipality of any size (now, more than 1,000,000 population). Effective immediately.

LRB094 10387 JAM 40657 b

A BILL FOR

1 AN ACT concerning elections.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Election Code is amended by changing Section  
5 28-6 as follows:

6 (10 ILCS 5/28-6) (from Ch. 46, par. 28-6)  
7 Sec. 28-6. Petitions; filing.

8 (a) On a written petition signed by a number of voters  
9 equal to at least 8% of the votes cast for candidates for  
10 Governor in the preceding gubernatorial election by the  
11 registered voters of the municipality, township, county or  
12 school district it shall be the duty of the proper election  
13 officers to submit any question of public policy so petitioned  
14 for, to the electors of such political subdivision at any  
15 regular election named in the petition at which an election is  
16 scheduled to be held throughout such political subdivision  
17 under Article 2A. Such petitions shall be filed with the local  
18 election official of the political subdivision or election  
19 authority, as the case may be. Where such a question is to be  
20 submitted to the voters of a municipality which has adopted  
21 Article 6, or a township or school district located entirely  
22 within the jurisdiction of a municipal board of election  
23 commissioners, such petitions shall be filed with the board of  
24 election commissioners having jurisdiction over the political  
25 subdivision.

26 (b) In a municipality ~~with more than 1,000,000 inhabitants,~~  
27 when a question of public policy exclusively concerning a  
28 contiguous territory included entirely within but not  
29 coextensive with the municipality is initiated by resolution or  
30 ordinance of the corporate authorities of the municipality, or  
31 by a petition which may be signed by registered voters who  
32 reside in any part of any precinct all or part of which

1 includes all or part of the territory and who equal in number  
2 at least 8% of the total votes cast for candidates for Governor  
3 in the preceding gubernatorial election by the total number of  
4 registered voters of the precinct or precincts the registered  
5 voters of which are eligible to sign the petition, it shall be  
6 the duty of the election authority having jurisdiction over  
7 such municipality to submit such question to the electors  
8 throughout each precinct all or part of which includes all or  
9 part of the territory at the regular election specified in the  
10 resolution, ordinance or petition initiating the public  
11 question. A petition initiating a public question described in  
12 this subsection shall be filed with the election authority  
13 having jurisdiction over the municipality. A resolution,  
14 ordinance or petition initiating a public question described in  
15 this subsection shall specify the election at which the  
16 question is to be submitted.

17 (c) Local questions of public policy authorized by this  
18 Section and statewide questions of public policy authorized by  
19 Section 28-9 shall be advisory public questions, and no legal  
20 effects shall result from the adoption or rejection of such  
21 propositions.

22 (d) This Section does not apply to a petition filed  
23 pursuant to Article IX of the Liquor Control Act of 1934.

24 (Source: P.A. 93-574, eff. 8-21-03.)

25 Section 99. Effective date. This Act takes effect upon  
26 becoming law.